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17 *Attorneys for Plaintiff*

18 **UNITED STATES DISTRICT COURT**
19 **DISTRICT OF NEVADA**

20 MELISSA HUTCHINSON aka PHOENIX
21 MARIE, an individual,

22 Case No.: 2:24-CV-00673-GMN-BNW

23 Plaintiff,

24 v.

25 **ORDER ON STIPULATION**

26 ETHICAL CAPITAL PARTNERS LTD., a
27 foreign entity; AYLO PREMIUM LTD., a
28 foreign corporation; DM PRODUCTIONS
LTD., a foreign entity; DIGITAL
PLAYGROUND, a foreign entity; MIND
GEEK USA INCORPORATED, a foreign
entity; MG PREMIUM LTD, a foreign
entity; DM PRODUCTIONS, a foreign
entity; DIGITAL PLAYGROUND, a foreign
entity; DANNY MARTIN aka DANNY D,
an individual; FRANK PETOSA an
individual; RYAN HOGAN, an individual;
MICHAEL WOODSIDE, an individual; and
DOES 1 through 50.

Defendants.

KERR SIMPSON ATTORNEYS AT LAW
2900 W. Horizon Ridge Parkway, Suite 200, Henderson, Nevada 89052
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Under LR IA 6-1 and 6-2 and LR 7-1, Plaintiff Melissa Hutchinson aka Phoenix Marie

1 Under LR IA 6-1 and 6-2 and LR 7-1, Plaintiff Melissa Hutchinson aka Phoenix Marie
2 (“Plaintiff”) and defendants Frank Petosa, Ryan Hogan, and Michael Woodside (“Removing
3 Defendants”), by and through their attorneys, hereby agree and stipulate to the following:

4 1. On February 15, 2024, Plaintiff filed a Complaint in the Eighth Judicial District
5 Court, Case No. A-24-887250-C, naming twelve defendants, including the Removing
6 Defendants.

7 2. On April 5, 2024, the Removing Defendants filed a Notice of Removal to this
8 Court. [ECF No. 1].

9 3. The Removing Defendants served Notice of Removal on Plaintiff’s counsel on
10 April 9, 2024.

11 4. On May 3, 2024, Plaintiff filed her First Amended Complaint (“FAC”). [ECF No.
12 9].

13 5. On May 31, 2024, the Removing Defendants accepted service of the summons and
14 complaint. [ECF No. 12].

15 6. On July 1, 2024, the Removing Defendants filed their Motion to Dismiss the FAC.
16 [ECF No. 13].

17 7. Therein, the Removing Defendants made several jurisdictional arguments. *See id.*

18 8. On July 2, 2024, the Court issued its minute order regarding discovery plan and
19 scheduling order. [ECF No. 14].

20 9. The Parties stipulated and agreed to a 14-day extension for Plaintiff to file a
21 Response to the Removing Defendants Motion and Reply to Motion. [ECF No. 15].

22 10. The Parties hereby stipulate to another extension of the response deadline to the
23 Motion to Dismiss of 14 days. The Response will be due on August 9, 2024. The Reply shall be
24 due September 6, 2024.

11. This is the second request to extend the deadline for Plaintiff to oppose the Removing Defendants' motion to dismiss and the Removing Defendants' reply brief to Plaintiff's opposition.

12. This request an extension of time is not intended to cause any delay or prejudice any party.

Dated this 25th day of July, 2024.

KERR SIMPSON ATTORNEYS AT LAW **McDONALD CARANO LLP**

By: /s/ George E. Robinson
P. Sterling Kerr, Esq. (NSBN 3978)
George E. Robinson (NSBN 9667)
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*Attorneys for Plaintiff Melissa Hutchinson
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By: /s/ John Fortin
Rory T. Kay (NSBN 12416)
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2300 West Sahara Avenue, Suite 1200
Las Vegas, Nevada 89102
Attorneys for Defendants Frank Petosa, Ryan Hogan, and Michael Woodside

IT IS SO ORDERED.

UNITED STATES DISTRICT JUDGE

DATED: July 26, 202

Jennifer Hogan

From: George Robinson
Sent: Thursday, July 25, 2024 10:01 AM
To: Jennifer Hogan
Subject: FW: Hutchison v. Ethical Capital

From: John A. Fortin <jfortin@mcdonaldcarano.com>
Sent: Thursday, July 25, 2024 10:00 AM
To: George Robinson <george@kerrsimpsonlaw.com>; Sterling Kerr <sterling@kerrsimpsonlaw.com>
Cc: Rory T. Kay <rkay@mcdonaldcarano.com>; Leah Jennings <ljennings@mcdonaldcarano.com>; No Scrub <NoScrub@mcdonaldcarano.com>
Subject: RE: Hutchison v. Ethical Capital

You may file. Thanks George.

John Fortin | Attorney



P: 702.873.4100 | E: jfortin@mcdonaldcarano.com

From: George Robinson <george@kerrsimpsonlaw.com>
Sent: Thursday, July 25, 2024 9:58 AM
To: John A. Fortin <jfortin@mcdonaldcarano.com>; Sterling Kerr <sterling@kerrsimpsonlaw.com>
Cc: Rory T. Kay <rkay@mcdonaldcarano.com>; Leah Jennings <ljennings@mcdonaldcarano.com>; No Scrub <NoScrub@mcdonaldcarano.com>
Subject: RE: Hutchison v. Ethical Capital

Let me know if this is good to file. Thanks.
George

From: John A. Fortin <jfortin@mcdonaldcarano.com>
Sent: Thursday, July 25, 2024 9:13 AM
To: George Robinson <george@kerrsimpsonlaw.com>; Sterling Kerr <sterling@kerrsimpsonlaw.com>
Cc: Rory T. Kay <rkay@mcdonaldcarano.com>; Leah Jennings <ljennings@mcdonaldcarano.com>; No Scrub <NoScrub@mcdonaldcarano.com>
Subject: RE: Hutchison v. Ethical Capital

George,

Thank you for your patience with this. First, in saving the version attached on our system, your formatting got messed and I do apologize about that. We made slight edits to the caption to conform with the Local Rules. Also, when looking at our schedule, we realized we needed to navigate the reply date with our previously scheduled vacations. Therefore, we pushed our reply to September 6, 2024. Please let me know if that is a problem.